IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE S.SIRI JAGAN

WEDNESDAY, THE 26TH SEPTEMBER 2007 / 4TH ASWINA 1929

WP(C).No. 24763 of 2007(W)

PETITIONER:

ABIMALEK T.A., S/O T.A.ABRAHAM,
DRAWING TEACHER, MATHA HIGH SCHOOL,
MANNAMPETTA, THRISSUR DISTRICT
RESIDING AT THATTIL HOUSE,
JANATHA ROAD, THRISSUR-6.

BY ADV. SRI.N.N.SUGUNAPALAN (SR.)
SRI.S.SUJIN
SRI.MAHESH V RAMAKRISHNAN

RESPONDENTS:

1. THE DISTRICT EDUCATIONAL OFFICER,
THRISSUR.

2. THE DEPUTY DIRECTOR OF EDUCATION,
THRISSUR.

3. THE DIRECTOR OF PUBLIC INSTRUCTIONS,
THIRUVANANTHAPURAM.

4. THE CORPORATE EDUCATIONAL AGENCY
DIOCESE OF THRISSUR, EAST FORT,
THRISSUR - REPRESENTED BY ITS MANAGER.

5. STATE OF KERALA, REPRESENTED BY
CHIEF SECRETARY, GOVERNMENT SECRETARIAT,
THIRUVANANTHAPURAM.

ADDITIONAL RESPONDENT:

6. K.J.BABY, MUSIC TEACHER, MATHA HIGH SCHOOL,
MANNAMPETTA, THRISSUR DT. (ADDL.R6 IMPLEADED
AS PER ORDER ON 11265/07 DTD.16.8.07)

BY ADV. SRI.S.P.ARAVINDAKSHAN PILLAY
SMT.N.SANTHA
SRI.KURIAN GEORGE KANNAMTHANAM (SR.)
SRI.TONY GEORGE KANNANTHANAM
G.P. SHRI.T.T.MUHAMOOD.

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON 26/09/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

W.P(C).No.24763/2007.

APPENDIX

PETITIONER'S EXHIBITS:

P1. COPY OF THE APPOINTMENT ORDER DTD.9.1.84 BY R4,.

P2. COPY OF THE -DO- DTD.30.7.84.

P3. COPY OF THE STAFF FIXATION PROCEEDINGS BY R1.

P4. COPY OF THE APPOINTMENT ORDER DTD.25.7.85 BY R4.

P5. COPY OF THE STAFF FIXATION PROCEEDINGS FOR 06-07 BY R1.

P6. COPY OF THE PROCEEDINGS DD.28.7.07 BY R2.

P7. COPY OF THE APPEAL BY R3 DTD.7.8.07.

P8. COPY OF THE PROCEEDINGS DTD.7.8.07 BY R1.

Sdk+

///True copy///

P.A. to Judge.

S.SIRI JAGAN, J.

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W.P.(C).No.24763 of 2007

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Dated this the 24th day of September, 2007

J U D G M E N T

The petitioner is a teacher under the 4th respondent educational agency. Consequent to staff fixation, the petitioner was liable to be retrenched from the post. Now there is a dispute between the petitioner and additional 6th respondent as to who is to be retrenched. In respect of this issue, the petitioner has filed Ext.P7 revision petition before the 3rd respondent-Director of Public Instructions. The petitioner seeks a direction to the third respondent to consider and pass orders on Ext.P7. The counsel for the 4th respondent points out that the 4th respondent has also filed a revision in the matter, a copy of which is produced as Ext.R4(a). He seeks a direction to consider the same also along with Ext.P7.

2. I have heard the learned counsel for the petitioner, the learned Government Pleader, the learned counsel for the 4th

respondent and the learned counsel appearing for the additional 6th respondent.

3. After hearing, I am satisfied that the third respondent can be directed to consider and pass appropriate orders on Ext.P7 and Ext.R4(a). Accordingly, I direct the third respondent to consider and pass appropriate orders on Ext.P7 and Ext.R4(a), as expeditiously as possible, at any rate, at any rate, within two months from the date of receipt of a copy of this judgment, after affording an opportunity of being heard the petitioner, the 4th respondent and the additional 6th respondent.

The writ petition is disposed of as above.

Sd/-

sdk+ S.SIRI JAGAN, JUDGE

///True copy///

P.A. to Judge.